IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 9470 of 2005

Between:

Kanneboyina Yedudondalu, S/o. Basavaiah,
Residing at Ikkurru Village, Narasaraopet Mandal,
Guntur District.

..... PETITIONER

AND

1 The District Collector, Guntur.
2 The Revenue Divisional Officer, Narasaraopet, Guntur District.
3 The Election Officer/Mandal Revenue Officer, Narasaraopet Mandal (Water Users Association-161)

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction in the nature of Mandamus, declaring the action of the respondents in holding the Election to the Post of President of Ikkurru-II, Water Users Association-162, at the village Uppalapadu, Narasaraopet Mandal, Guntur District scheduled to be held on 26-4-2005 as being illegal, unjust, arbitrary, and the guiidelines of the respondents themselves; and pass such other or further orders as this Hon'ble court may deem fit and proper in the case.

Counsel for the Petitioner:MR.E.V.BHAGIRATHA RAO

Counsel for the Respondents: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following :

ORDER:

This writ petition is filed seeking a *Writ of Mandamus* declaring the action of the respondents in holding election to the post of President of Ikkurru-II, Water Users Association-161, at the village Uppalapadu, Narsaraopet Mandal, Guntur District, which is scheduled to be held on 26.04.2005, as illegal and arbitrary.

Inasmuch as the writ petition is filed after issuance of election notification notifying the schedule of the election, this Court cannot entertain the same under Article 226 of the Constitution of India. Hence, the writ petition is dismissed. No order as to costs.

(ELIPE DHARMA RAO,J)

Dated:25.04.2005

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To

1 The District Collector, Guntur.
2 The Revenue Divisional Officer, Narasaraopet, Guntur District.
3 The Election Officer/Mandal Revenue Officer, Narasaraopet Mandal (Water Users Association-161)

4 2 CCs to the G.P. for Irrigation, High Court of A.P., Hyderabad.

5 2 CD copies.